

NATURAL RESOURCE COMMISSION[571]

Adopted and Filed

Pursuant to the authority of Iowa Code section 455A.5(6), the Natural Resource Commission hereby rescinds Chapter 50, “All-Terrain Vehicle and Snowmobile Accident Reports, Titling, Registration and Numbering,” and adopts new Chapter 50, “All-Terrain Vehicle, Off-Road Motorcycle, Off-Road Utility Vehicle, Snowmobile and Vessel Bonding,” Iowa Administrative Code.

New Chapter 50 defines each of the regulated vehicles covered by these rules, clarifies the criteria that require the bonding of a regulated vehicle or vessel, and updates the process used to bond a regulated vehicle or vessel. Responsibilities for both the applicant and the Department are delineated. The specifics for regulated vehicles are covered in Division I of the chapter, and the specifics for vessels are captured in Division II of the chapter. This adopted rule making also combines the rules for bonding in one chapter. Existing rules found in Chapter 50 have been moved to new 571—Chapter 46 and 571—Chapter 47 as part of an update and reorganization of the rules pertaining to the Off-Highway Vehicle Program and the Snowmobile Program (see **ARCs 8878B** and **8879B** herein).

The purpose of bonding a regulated vehicle or vessel is to secure a proper chain of ownership of the regulated vehicle or vessel when registration or title paperwork is missing or improperly transferred.

Notice of Intended Action was published in the Iowa Administrative Bulletin on May 5, 2010, as **ARC 8732B**. Public comments were taken through the public hearing, which was held on May 25, 2010. One comment was received that requested the consistent use of the abbreviation “ORV” for off-road utility vehicle. The Department is relying on the term “regulated vehicle” in this chapter, which had been defined as “all-terrain vehicles, off-road motorcycles, and off-road utility vehicles, either collectively or individually.” The Department believes that using the term “regulated vehicles” clarifies that this term applies to all vehicles rather than identifying each vehicle’s bonding requirements separately. No changes have been made to the rules published under Notice of Intended Action.

These rules shall become effective on August 4, 2010.

These rules are intended to implement Iowa Code sections 321G.21, 321G.29, 321I.22, 321I.31 and 462A.5A.

EDITOR’S NOTE: Pursuant to recommendation of the Administrative Rules Review Committee published in the Iowa Administrative Bulletin, September 10, 1986, the text of these rules [Ch 50] is being omitted. These rules are identical to those published under Notice as **ARC 8732B**, IAB 5/5/10.

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[For replacement pages for IAC, see IAC Supplement 6/30/10.]